

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CARLOS AMULFO PORTILLO
HERNANDEZ,

Petitioner,

v.

FIELD OFFICE DIRECTOR,

Respondent.

CASE NO. C10-185-MJP

**ORDER DISMISSING § 2241 PETITION
WITHOUT PREJUDICE**

The Court, having reviewed petitioner's petition for writ of habeas corpus, the Report and Recommendation of James P. Donohue, United States Magistrate Judge, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's federal habeas petition and this action are DISMISSED without prejudice.
- (3) The Clerk is directed to send copies of this Order to petitioner and to Judge Donohue.

DATED this 4th day of March, 2010.

Marsha J. Pechman
Marsha J. Pechman
United States District Judge

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